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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David M. Stern et al.
Serial No. : 08/905,709 Group Art Unit: 1646
Filed : August 5, 1997 Examiner: E. Lazar-Wesley
For : A METHOD TO PREVENT ACCELERATED
ATHEROSCLEROSIS USING (sRAGE) SOLUBLE RECEPTOR
FOR ADVANCED GLYCATION ENDPRODUCTS

1185 Avenue of the Americas
New York, New York 10036
October 23, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

SIR:

NOTICE OF APPEAL FROM THE EXAMINER'S DECISION TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES AND
PETITION FOR AN EXTENSION OF TIME OF TWO ADDITIONAL MONTHS

Applicants hereby appeal to the Board from the Final Office Action mailed April 23, 2002 finally rejecting pending claims 1-10, 12, 13, 15-27, 29-30 and 32-46 in connection with the above-identified application.

Applicants also hereby petition for an extension of time of two additional months. Applicants filed an Amendment In Response To April 23, 2002 Final Office Action And Petition For A One-Month Extension Of Time, and paid \$55.00 for a one-month extension of time, on August 23, 2002. Applicants have previously established small entity status. The required fee for a three-month extension

10/30/2002 JADD01 00000049 08905709

01 FC:2253
02 FC:2401

405.00 OP
160.00 OP

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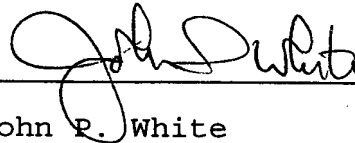
of time is \$445.00 for a small entity. Accordingly, the total fee due for an extension of time of two additional months is \$405.00, which equals the \$460.00 fee for a three-month extension of time less the \$55.00 fee already paid for a one-month extension of time. Accordingly, the fee for an extension of time of two additional months is FOUR HUNDRED AND FIVE DOLLARS (\$405.00) for a small entity. The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) is ONE HUNDRED SIXTY DOLLARS (\$160.00) for a small entity. Applicants enclose herewith a check for \$565.00, which amount includes the \$405.00 extension of time fee and the \$160.00 Notice of Appeal filing fee. A response to the April 23, 2002 Final Office Action is now due October 23, 2002. Accordingly, this Notice of Appeal is being timely filed.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

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No fee, other than the enclosed fee of \$560.00, is deemed necessary in connection with the filing of this Notice of Appeal. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.



John P. White
Reg. No. 28,678

Date

10/23/02